

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Tribal Welfare Department – Certain irregularities in appointment of Teachers on contract basis and excess payment of salaries to them and also committing certain serious irregularities, gross negligence of duties, insubordination, non-complying nature etc. in discharging of duties against Sri M.Adinarayana, formerly D.T.W.O., Nizamabad (now Retd.) – Disciplinary action initiated under Sub Clause (1) of Clause (b) of Sub Rule (2) of Rule 9 of A.P.Revised Pension Rule 1980 read with Rule 20 of A.P.C.S.(CC & A) Rules, 1991 – Further Action dropped – Orders – Issued.

SOCIAL WELFARE(TW.Ser.II.2) DEPARTMENT

G.O.Rt.No. 407

Dated:13.5.2010
Read the following:-

- 1)From the Director of Tribal Welfare, Hyderabad Memo No.K1/2894/05, dt.28.4.2006 & 23.10.2006.
- 2)G.O.Rt.No.77 Social Welfare(TW.Ser.II.2)Dept.,dt.20.2.2007.
- 3)G.O.Rt.No.78 Social Welfare(TW.Ser.II.2)Dept.,dt.20.2.2007.
- 4)From Sri M.Adinarayana, formerly DTWO,Nizamabad explanation dt.1.5.2007.
- 5)G.O.Rt.No.306 S.W.(TW.Ser.II.2)Dept.,dt.6.5.2008.
- 6)From the Director of Tribal Welfare,Hyderabad Rc.No.PA/JD(Plg.)/Peshi/08-2,dt.4.7.2008 & 2.9.2008.
- 7)Govt.Memo No.13728/TW.Ser.II.2/2006-7,dt.12.9.2008.
- 8)From Sri M.Adinarayana,formerly DTWO,Nizamabad (now reted.) explanation dt.nil.
- 9)From the Director of Tribal Welfare, Hyderabad Rc.No.K1/2415/06, dt.2.9.2008.
- 10)Govt.Memo No.13728/TW.Ser.II.2/2006-9,dt.9.9.2009.
- 11)From Sri M.Adinarayana, former DTWO, Nizamabad(Now Retd.) explanation dt.25.11.2009.
- 12)From the Commissioner of T.W.,Hyderabad Lr.K1/2415/06,dt.8.12.2009.

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ORDER:

Based on the report of the Director of Tribal Welfare, Hyderabad in the reference first read above, sanction has been accorded in the G.O.second read above for initiation of departmental proceedings against Sri M.Adinarayana, DTWO,(Retd.) Nizamabad District under Rule 9 (3) of A.P.Revised Pension Rules 1980 for conducting departmental proceedings in accordance with the procedure laid down in Rule 20 of A.P.C.S.(CC & A) Rules, 1991. Further in the reference 3rd read above, the following Articles of Charges were framed against the Charged Officer and directed him to submit his written statement of defense.

Charge No.1:

That the said Sri M.Adinarayana, while functioning as District Tribal Welfare Officer, Nizamabad during 2004-05 and 2005-06, had upgraded the Classes from V to VI in the year 2004-05 and from VI to VII in the year 2005-06 in the Tribal Welfare Ashram Schools at Suddapally, Varni and Sirikonda of Nizamabad District without competency and without any orders from competent authority.

Charge No.2:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had appointed teachers on contract basis in the above said Ashram Schools directly against the norms prescribed by the Commissioner of Tribal Welfare vide Progs.Rc.No.6376/98/D2 dated 8.11.2000.

Charge No.3:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had allowed (4) Teachers to work in each of above said (3) Ashram Schools against the sanctioned strength of (3) Teachers in each School and thus allowed (3) Teachers over and above the sanctioned strength. Further, before his retirement, in the month of July/August 2005, he allowed (3) Teachers in Ashram School, Suddapally, (3) Teachers in Ashram School, Sirikonda and (2) Teachers in Ashram School, Varni to work in the absence of sanctioned posts. Similarly, he allowed (3) Teachers to work in (3) Mini Gurukulams at Birkur, Machareddy and Makloor. Thus, in all (14) Teachers (3+8+3) were allowed to work over and above the sanctioned strength.

Charge No.4:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had appointed (14) teachers on contract basis over and above the sanctioned strength as stated above due to which a loss of an amount of Rs.44,619/- was caused to Government exchequer so far and another amount of Rs.1,91,112/- will have to be paid to these teachers towards arrears of salaries, as shown below;

Sl.No.	Name of the Teacher/ School	Amount Paid (Rs.)		Amount to be paid (Rs.)	
		Period	Amount	Period	Amount
1	V.Kailash, Ashram School, Suddapalli	20-6-04 to 30.11.04	20,000		
2	T.Pramila, Ashram School, Sirikonda	1-7-04 to 30.11.04	20,000	1-12-04 to 22.4.06	60,399
3	R.Vinoda, Mini Gurukulam Maklur	16-6-05 to 31.7.05	3,200	--	--
4	K.Nagakumari, Mini Gurukulam, Machareddi	10-7-05 to 31.7.05	1,419	--	--
5	T.Santosh Kumari, Ashram School, Suddapalli	--	--	1-8-05 to 22-10-05	10,838
6	B.Gopal, Ashram School, Suddapalli	--	--	1-8-05 to 30.8.05	4,000
7	R.Permal, Ashram School, Suddapalli	--	--	30-8-05 to 13-12-05	13,667
8	V.Sangeeta, Ashram School, Sirikonda	--	--	16-7-05 to 22-4-05	36,997
9	R.Sankar, Ashram School, Sirikonda	--	--	30-8-05 to 13-12-05	13,667
10	K.Nagesh, Ashram School, Varni	--	--	26-7-05 to 13-12-05	24,210
11	K.Amber Singh, Ashram School, Varni	--	--	30-8-05 to 13-12-05	13,667
12	Hiraman, Ashram School, Varni	--	--	30-8-05 to 13-12-05	13,667
			44,619		1,91,112

Charge No.5:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had obtained approval of District Collector for diversion of funds from TRICOR on reimbursement basis for payment of salaries to sanctioned strength of teachers but paid to staff appointed over and above sanctioned strength, which is a serious deliberate lapse.

Charge No.6:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had not prepared mandal-wise allotment of units under the Action Plan communicated by Government for the year 2004-05. Further, he had not followed the Action Plan and accorded sanctions exceeding the target in MADA and DTG schemes. There is no uniformity in sanctions of loans and all Mandals were not covered.

Charge No.7:

That during the aforesaid period and while the said Sri M.Adinarayana was functioning in the aforesaid office, proposals were submitted for sanction of (11) vegetable vendor units in Pocharam village of Banswada Mandal under DTG scheme. The Project Director, DRDA had endorsed in the note file that (11) units for vegetable vending in one small village is not viable and called for explanation of MPDO, Banswada for submitting proposals without proper verification. The DTWO had circulated another note file stating that he enquired the genuineness and got the approval of District Collector concealing the endorsement in earlier file. Thus, he misled the District Collector and obtained approval for sanction of vegetable vending units without conducting proper enquiry.

Charge No.8:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had issued cheques for an amount of Rs.1,60,09,702/- as against the budget of Rs.1,06,03,500/- under SCA, which is a serious lapse and, in some instances, the cheques were returned by the Bank authorities for various reasons.

Charge No.9:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had paid an amount of Rs.6,26,250/- to (5) Students of Christian Medical College, Dichpally towards post matric scholarship during 2003-04 without verification / recommendation of ATWO, Kamareddy, which is a pre-requisite condition.

Charge No.10:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had sanctioned scholarships without processing the applications through Section Asst. and Superintendent. There is no office note file or sanction proceedings available in the file. It is clearly evident that he had violated the rules and regulations and issued cheques to the students without maintaining the cash book which leads to suspicion of misappropriation of Government funds.

Charge No.11:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had maintained cash book of TRICOR upto 27.2.2004 and office cash book upto 1.2.2005 only. He had assured that the cash books will be completed within one week. But he has not taken action to update the cash books, which is a serious lapse on part of the DTWO and staff.

Charge No.12:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana had transferred Smt.Sumitra, Kamati and Sri Narsaiah and Sri Devender, Hostels Workers without approval of District Collector.

Charge No.13:

That during the aforesaid period and while the said Sri M.Adinarayana was functioning in the aforesaid office, some staff including Superintendent were not entrusted with any work by the DTWO and all the sanction files were dealt with by Sri M.A.Mannam, Typist. The files dealing with sanctioning of various schemes are not properly routed through Section Assts./Superintendent. The DTWO, with the assistance of Sri M.A.Mannan (reverted to Attender), had himself processed the proposals pertaining to the schemes and given sanction orders and issued the cheques to the Bank without following office procedure.

Charge No.14:

That during the aforesaid period and while functioning in the aforesaid office, the said Sri M.Adinarayana was found lethargic, not upto mark and irresponsible. To quote an instance, the District Collector called for a meeting with Welfare Officers at Dichpally on 17.6.2005 at 4.00 P.M.but Sri M.Adinarayana, DTWO neither attended the meeting nor informed his inability in advance to the Collector.

Charge No.15:

That during the aforesaid period and while the said Sri M.Adinarayana was functioning in the aforesaid office, all the District Tribal Welfare Officers were requested vide Commissioner of Tribal Welfare's D.O.Lr.No.J3/1432/04 dated 23.3.2005 to furnish the details of Best Available Schools Scheme and Post Matric Scholarships in the prescribed formats by 5.4.2005 to place it on Departmental Web-site. Further, the defaulting officers were directed vide this office Memo dated 30.4.2005 to furnish the said information by 5.5.2005 personally and appear before the Commissioner of Tribal Welfare. The information was received from all the DTWOs except from the DTWOs of Nizamabad, Karimnagar and Medak Districts. The DTWOs of Karimnagar and Medak have appeared before the Commissioner, Tribal Welfare and appraised their position but Sri M.Adinarayana, DTWO, Nizamabad neither furnished the information nor reported to Commissioner, Tribal Welfare. This shows gross negligence of duties, insubordination and non-compliance of instructions of superiors on part of Sri M.Adinarayana.

In the reference 4th read above, the Charged Officer has submitted his written statement of defense.

After examining the explanation submitted by the Charged Officer, in the reference 5th read above orders were issued appointing Sri V.China Veerabhadru, Joint Director (Plg.) O/o of Director of Tribal Welfare, Hyderabad as Enquiry Officer to conduct detailed enquiry against the Charged Officer in accordance with the procedure laid down in Rule 20 of A.P.Civil Services (CC & A) Rules, 1991 and the DTWO, Nizamabad has been appointed as Presenting Officer. In the reference 6th read above, the Enquiry Officer has submitted his Enquiry Report to the Govt. In the ref.7th read above, a copy of the Enquiry Report along with disagreement factors has been communicated to Sri M.Adinarayana, DTWO(Retd.), Nizamabad and directed him to submit his representation / explanation. In the reference 8th read above, the Charged Officer has submitted his explanation. After examining the matter further, it was provisionally decided to impose a punishment of 50% cut in pension for a period of one year in addition to recovery of Rs.44,619/- under Rule 9 of A.P.Revised Pension Rules,1980 and in the reference 10th cited a Show Cause Notice has been issued and directed him to submit his explanation. In the reference 11th read above, the Charged Officer has submitted his explanation and requested to drop the charges.

After examining the explanation of the Charged Officer, it is decided to exonerate him from all the charges framed against Sri M. Adinarayana, formerly DTWO(Retd.), and to drop further action and to settle all his pensionary benefits. Accordingly, Government hereby drop further action against Sri M.Adinarayana, former DTWO(Retd.), Nizamabad and exonerate from all charges framed against him.

The Commissioner of Tribal Welfare, Hyderabad is requested to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K.TIGIDI
SPECIAL CHIEF SECRETARY TO GOVERNMENT (TW)

To

Sri M.Adinarayana, formerly Dist.Tribal Welfare Officer, Nizamabad(now Retd.) through the Commissioner of Tribal Welfare ,Hyderabad (w.e.)
The Commissioner of Tribal Welfare, Hyderabad.
The Project Officer, ITDA, Nizamabad.

Copy to:

The Secretary to Vigilance Commissioner, A.P.V.C.,Hyderabad.
The Secretary, A.P.Public Service Commission,Hyderabad.
P.S.to Minister (TW & RIAD).
P.S.to Principal Secretary to Government(TW)
SF/SCs

//FORWARDED BY ORDER//

SECTION OFFICER.